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2 **LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS**

3 Regular Meeting of the Gaming Board of Directors

4 Odawa Casino Resort

5 Petoskey, MI 49770

6 November 12, 2010

7 **Open Session**
8

9 Meeting called to order at 10:00 a.m.

10 Directors Present:

11 Chairperson Carol Mc Fall

12 Vice Chairperson Judy Pierzynowski (excused)

13 Treasurer/Secretary Sheran Patton

14 Staff Present:

15 Gaming Board Executive Office Manager Cathy Bradley

16 OCR Staff Present:

17 General Manager David Wolf

18 Director of Human Resources Melissa Richards

19 Director of Marketing Phil Gonzales

20 Director of Slots Frank Kersh

21 Director of Table Games Susan Foster

22 Director of Finance Roger Borton

23 Director of Food and Beverage Mike Bodjiak
24

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26 Motion made by Treasurer/Secretary Patton and supported by Chairperson
27 Mc Fall to adopt the agenda for 11.12.10 as amended. Vote 2 yes. 0 no.
28 0 abstained. 1 absent (Vice Chairperson Pierzynowski). Motion carried.
29

30 Motion made by Treasurer/Secretary Patton and supported by Chairperson
31 Mc Fall to approve the Gaming Board of Directors Regular Open Session
32 Meeting Minutes of 10.29.10. Vote 2 yes. 0 no. 0 abstained. 1 absent (Vice
33 Chairperson Pierzynowski). Motion carried.
34

35 Motion made by Treasurer/Secretary Patton and supported by Chairperson
36 Mc Fall to approve the Gaming Board of Directors Regular Open Session
37 Meeting Minutes of 11.06.10 with corrections. Vote 2 yes. 0 no. 0 abstained.
38 1 absent (Vice Chairperson Pierzynowski)
39

40 Public Comment opens at 10:38 a.m.

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42 No Comments
43

44 Public Comment closes at 10:38 a.m.
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46 Motion made by Chairperson Mc Fall and supported by Treasurer/Secretary
47 Patton to ratify phone poll dated 11.11.10 to attend the Gaming Regulatory
48 Commission Emergency Work Session on 11.11.10 regarding the surveillance

1 transition, there will be no stipend, mileage and per diem paid for this meeting.
2 Vote 2 yes. 0 no. 0 abstained. 1 absent (Vice Chairperson Pierzynowski).
3 Motion carried.

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5 Chairperson Report

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7 No Report

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9 Vice Chairperson Report

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11 No report.

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13 Treasurer/Secretary Report

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15 2011 Budget

16 The Gaming Board of Directors budget is contained within the Casino's budget
17 and has been sent to Tribal Chairman's office and Tribal Council by November or
18 December of each year for approval for the following year. This year there was a
19 change to that process.

20
21 On March 23, 2010 an email that was dated August 13, 2009 was forwarded to
22 the Gaming Board of Directors from the Tribal Chairs office. The 2011 Gaming
23 Budget needed to be submitted to the finance and appropriations committee
24 meeting on March 26, 2010.

25
26 Tribal Council approved the 2011 budget on April 11, 2010 our Office Manager
27 called the Tribal Chairman's office on April 12, 2010 to check into the approved
28 amount, Tribal Chairman's office mentioned that they hadn't seen it yet from
29 Tribal Council.

30
31 At the community meeting on May 01, 2010 the Tribal Chairman mentioned that
32 the 2011 budget was approved by him and sent back to council. We placed a call
33 to the Tribal Chairman's office on May 3, 2010 to inquire on the approved amount
34 and they said that they would look into it.

35
36 We inquired again on the status with the Tribal Chairman's office on May 12,
37 2010, October 12, 2010 and October 25, 2010, and also noted in the GBOD
38 minutes May 13, 2010, October 15, 2010 and October 25, 2010.

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40 We questioned why we were to follow this process and in an email dated May 13,
41 2010 from the CFO to the Finance and Appropriations Committee which stated
42 that the Gaming Board is not a part of the Tribal Government Budgets and need
43 a separate approval from Tribal Council.

44
45 2012 Budget

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47 We received notice from the Tribal Chairman's office that the Gaming Board
48 needed to follow the Government Budget Process.

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2 On October 11, 2010 we were forwarded an email that was dated August 25,
3 2010 and which contained documents that needed to be prepared by the Gaming
4 Board. The due date for the budget was September 30, 2010. In discussion with
5 the Tribal Chairman's office the due date would be November 5, 2010.
6

7 Reviewing the forms and the Tribal Government Budget Formulation Process
8 Statute, and to provide the Gaming Board assistance with the forms, we
9 requested from the Tribal Chairman's office the strategic plan for 2011 and also
10 the same of Tribal Council. We received direction from Tribal Council but are still
11 waiting for direction from the Tribal Chairman. We are asked to adopt
12 performance measures that include quantity and quality measurements,
13 performance measures, goals and data collection that can be used to determine
14 the extent to which we are progressing towards our goals. The Tribal Chairman's
15 input and information that they used for this process would benefit us in fulfilling
16 this step, but a reply to the request was that the Tribal Chairs performance
17 measurements would not apply to the Gaming Board; they have nothing to do
18 with gaming. We are still waiting for our 2011 approved budget amount.
19

20 Motion made by Chairperson Mc Fall and supported by Treasurer/Secretary
21 Patton to approve the Treasurer/Secretary's verbal report for 11.12.10 as
22 presented by Treasurer/Secretary Patton. Vote 2 yes. 0 no. 0 abstained.
23 1 absent (Vice Chairperson Pierzynowski). Motion carried.
24

25 Executive Office Manager Report

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27 An update on the legal request for the Tribal Certification exemption, it is not
28 initiated from Casino or the LTBB Government; I was informed that a copy of the
29 certificate will be forwarded when it is received by legal.
30

31 Gift Shop

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33 The Gaming Board received a call from a concerned traditional tribal elder in
34 regards to items that they felt were culturally sensitive that were displayed for
35 sale in the Quill Box, such as children's Indian costumes and items made with
36 sweet grass. I called the Gaming Board Chairperson (which I had kept updated)
37 and was directed to the General Manager. The General Manager requested that
38 I work with the Director of Hospitality. The Director of Hospitality had requested
39 that I visit the quill box to look at the items in question and had also requested a
40 list of culturally sensitive items. I then visited the Quill box to view the items in
41 question; I made no comment to the staff other than a greeting. I then sent an
42 email to the Director of the Gijigowi-Bib Skaa Bii Me Department questioning the
43 items and asking for a list of culturally sensitive items. The response from the
44 department was that there is not a direct list of items that would fall under this
45 category, but the four sacred medicines, sweet grass, tobacco, cedar and sage
46 should not be bought or sold in bundles, but they can be sold when incorporated
47 into other items. We were advised to refer to the NRD Consent Decree and that
48 the management should make sure that any craft items that they purchase for

1 sale are gathered in accordance to NRD laws, a link to the decree was attached.
2 This information was forwarded to the Director of Hospitality, the Manager of the
3 Quill Box and the Gaming Board of Directors. The only item that I am aware of
4 that was removed was bundles of sweet grass.

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6 Motion made by Treasurer/Secretary Patton and supported by Chairperson
7 Mc Fall to accept the Executive Office Managers verbal report for 11.12.10 as
8 presented by Executive Office Manager Cathy Bradley. Vote 2 yes. 0 no.
9 0 abstained. 1 absent (Vice Chairperson Pierzynowski). Motion carried.

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11 Motion made by Chairperson Mc Fall and supported by Treasurer/Secretary
12 Patton to direct the General Manager to review the gift shops purchasing policies
13 to ensure that they are in accordance to the Natural Resources Consent Decree,
14 specifically Definition 3.27 Personal Use and Section 15 Gathering on State Land
15 Regulations in relation to Native American traditional crafts that are for sale in the
16 gift shop. Vote 2 yes. 0 no. 0 abstained. 1 absent (Vice Chairperson
17 Pierzynowski). Motion carried.

18
19 Motion made by Treasurer/Secretary Patton and supported by Chairperson
20 Mc Fall to go into executive session for proprietary information at 10:58 a.m.
21 Vote 2 yes. 0 no. 0 abstained. 1 absent (Vice Chairperson Pierzynowski).
22 Motion carried.

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24 Motion made by Treasurer/Secretary Patton and supported by Chairperson
25 Mc Fall to return to open session 2:04 p.m. Vote 2 yes. 0 no. 0 abstained.
26 1 absent (Vice Chairperson Pierzynowski). Motion carried.

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28 Motion made by Treasurer/Secretary Patton and supported by Chairperson
29 Mc Fall to direct the General Manager to review the Handbook Policies on
30 substance abuse testing and medical marijuana. Vote 2 yes. 0 no.
31 0 abstained. 1 absent (Vice Chairperson Pierzynowski). Motion carried.

32
33 Motion made by Chairperson Mc Fall and supported by Treasurer/Secretary
34 Patton to review the Complimentary policy for the addition of person of influence.
35 Vote 2 yes. 0 no. 0 abstained. 1 absent (Vice Chairperson Pierzynowski).
36 Motion carried.

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38 Motion made by Treasurer/Secretary Patton and supported by Chairperson
39 Mc Fall to approve the new Surveillance policy. Vote 2 yes. 0 no. 0 abstained.
40 1 absent (Vice Chairperson Pierzynowski). Motion carried.

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42 Motion made by Treasurer/Secretary Patton and supported by Chairperson
43 Mc Fall to adjourn at 2:23 p.m. Vote 2 yes. 0 no. 0 abstained. 1 absent (Vice
44 Chairperson Pierzynowski). Motion carried.

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46 Tribal Council meeting on November 21, 2010 at 1:30 p.m.

47 A regular meeting on November 22, 2010 at 10:00 a.m.

48 A regular meeting on December 4, 2010 at 10:00 a.m.

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These minutes have been read and approved as written:

Sheran Patton, Treasurer/Secretary

December 2, 2010

Carol Mc Fall, Chairperson

December 2, 2010